

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

Kimberly Roquemore, Individually and as the  
Administratrix of the Estate of  
Maalik Roquemore, Deceased

*Plaintiff(s)*

v.

Cuyahoga Metropolitan Housing Authority, et al.

*Defendant(s)*

Civil Action No. 1:24-cv-01434

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* THOMAS BURDYSHAW, COMMANDER OF FIELD OPERATIONS, CUYAHOGA  
METROPOLITAN HOUSING AUTHORITY POLICE DEPARTMENT  
5715 Woodland Avenue  
Cleveland, Ohio 44110

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: David B. Malik, Esq.  
31320 Solon Road, Unit #19  
Solon, Ohio 44139

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

s/ A. Faluski

Date: 8/22/2024



*Signature of Clerk or Deputy Clerk*

Civil Action No. 1:24-cv-01434

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Thomas Buryshaw, Commander Field Operations, Cuyahoga Metro Housing Authority Police Department  
was received by me on *(date)* 8/23/2024.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☒ Other *(specify)*: Via U.S. Certified Mail Return Receipt Requested; see attached Domestic Return Receipt

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 9/13/2024

/s/ David B. Malik

*Server's signature*

David B. Malik, Attorney

*Printed name and title*

31320 Solon Road, Unit 19, Solon, Ohio 44139

*Server's address*

Additional information regarding attempted service, etc:

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

## A. Signature

x P. Grimmer

☐ Agent☐ Addressee

## B. Received by (Printed Name)

P. Grimmer

## C. Date of Delivery

Thomas Burdyslaw, Commander Field Operations,  
Cuyahoga Metro Housing Authority Police Dept.

5715 Woodland Avenue

Cleveland, Ohio 44104

Is delivery address different from item 1? ☐ Yes  
If different, delivery address below: ☐ No



9590 9402 6711 1060 3705 76

## 2. Article Number (Transfer from service label)

7021 0350 0002 3011 0818

## 3. Service Type

- ☒ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail

- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

Restricted Delivery

PS Form 3811, July 2020 PSN 7530-02-000-9053

Domestic Return Receipt

# U.S. Postal Service™

## CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)

Cleveland, OH 44104

## Certified Mail Fee

\$4.25

\$

## Extra Services &amp; Fees (check box, add fee as appropriate)

- ☐ Return Receipt (hardcopy) \$0.00
- ☐ Return Receipt (electronic) \$0.00
- ☐ Certified Mail Restricted Delivery \$0.00
- ☐ Adult Signature Required \$0.00
- ☐ Adult Signature Restricted Delivery \$0.00

## Postage

\$2.87

\$

## Total Postage and Fees

\$11.02

\$

## Sent To

T. Burdyslaw - Cuyahoga Metro Housing Authority Police Dept.

5715 Woodland Ave

Cleveland OH 44104

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions

7021 0350 0002 3011 0818

Postmark  
Here

08/21/2024

ALERT: TROPICAL STORM FRANCINE, FLOODING, AND SEVERE WEATHER IN THE SOUTHERN ...

# USPS Tracking<sup>®</sup>

FAQs >

Tracking Number:

Remove X

70210350000230110818

Copy

Add to Informed Delivery (<https://informedelivery.usps.com/>)

## Latest Update

Your item was delivered to an individual at the address at 10:09 am on August 30, 2024 in CLEVELAND, OH 44104.

### Get More Out of USPS Tracking:

**USPS Tracking Plus<sup>®</sup>**

#### Delivered

Delivered, Left with Individual

CLEVELAND, OH 44104

August 30, 2024, 10:09 am

[See All Tracking History](#)

[What Do USPS Tracking Statuses Mean? \(https://faq.usps.com/s/article/Where-is-my-package\)](https://faq.usps.com/s/article/Where-is-my-package)

Text & Email Updates



USPS Tracking Plus<sup>®</sup>



Product Information



See Less ^

Track Another Package

Feedback